

Upon which motion the yeas and nays were called by Messrs. Brown and Blackburn, and were as follows :

YEAS—Messrs. Finley, Forsyth, Gillis, Long, Provence, Smith and Snell—7.

NAYS—Mr. President, Messrs. Blackburn, Brown, Buddington, Johnson, Moseley and Stewart—7.

So the motion was lost.

Ordered, That the resolution be read a third time on to-morrow.

On motion,

The Senate adjourned until to-morrow morning, 10 o'clock.

TUESDAY, December 14, 1852.

The Senate met pursuant to adjournment. Rev. Mr. Asay officiated as chaplain.

A quorum being present, the proceedings of yesterday were read and approved.

Mr. Long, from the Committee on Enrolled Bills, made the following report, viz :

The Committee on Enrolled Bills have examined An Act to separate the offices of Sheriff and Tax Assessor and Collector in the County of Nassau ; also,

A Resolution in regard to the establishment of a land office at Tampa,

And have directed me to report the same as having been correctly enrolled.

Which is respectfully submitted.

M. A. LONG,

Chairman Committee on Enrolled Bills.

Mr. Long, from the Committee on the Judiciary, made the following report :

The Judiciary Committee, to whom was referred An Act to amend the act in relation to executors and administrators, beg leave to report :

That they have had the same under consideration, and recommend the passage of the bill. The bill dispenses with litigation and expense, and yet effectually secures the interests of all persons interested in its operations. By the existing laws, after a judgment for assets has been obtained, and a return of execution thereon of no property, or less than enough to pay the same, a suit by *scire facias* is required to be instituted to establish the *devastavit*, or waste of the assets, and before a suit can be brought against the securities of the administration, an execution must be returned no property found ; whereas, by the proposed bill, the suit of *scire facias* is dispensed with, and a suit may be brought and recovery had against the administrators and his sureties, so soon as there is a return of *nulla bona* against the administrator, upon a judgment and execution for assets.

The Committee, therefore, think that the proposed amendment of the law will be of much benefit, as reducing the delay and expense of parties at least one-third in all cases coming within its purview, without inconvenience or injustice to any one.

Respectfully submitted,

M. A. LONG,

Chairman Judiciary Committee.

Which was received and read, and the bill placed among the orders of the day.

The following message was received from the House of Representatives :

HOUSE OF REPRESENTATIVES, }
December 13, 1852.

Hon. PRESIDENT OF THE SENATE :

Sir,—The House have passed the following bills and resolution, viz :

A bill to be entitled An Act to incorporate the Pensacola and Georgia Railroad Company ;

A bill to be entitled An Act authorizing George H. Tresper to establish a ferry across the Suwannee River at Clay Landing ;

A bill to be entitled An Act for the relief of Henry C. Wilson ;

A bill to be entitled An Act to change the name of Sarah Ann Filyaw to that of Sarah Ann Blue ;

Resolution in relation to the establishment of a port of delivery at Bay Port.

Respectfully,

JOHN DICK,

Clerk House of Representatives.

Which was read, and the bills placed among the orders of the day. Also, the following, viz :

HOUSE OF REPRESENTATIVES, }
December 13, 1852.

Hon. PRESIDENT OF THE SENATE :

Sir,—The House have passed a bill to be entitled An Act to incorporate the Escambia Rail Road Company.

Respectfully,

JOHN DICK,

Clerk House of Representatives.

Which was read, and the bill placed among the orders of the day. Also, the following :

HOUSE OF REPRESENTATIVES, }
December 13, 1852.

Hon. PRESIDENT OF THE SENATE :

Sir,—Upon a re-consideration had this day upon the vote of the House concurring in the amendments to the bill to be entitled An Act for the relief of the Clerk of the Circuit Court of Holmes County, the House refused to concur in said amendments.

Respectfully,

JOHN DICK,

Clerk House of Representatives.

Which was read, and the bill accompanying placed among the orders of the day.

Mr. Finley, from the Committee on Engrossed Bills, made the following report, viz:

The Committee on Engrossed Bills report as correctly engrossed, A resolution in regard to the Internal Improvement and Seminary Lands; and, also,

An Act for the relief of William Watson, of Jefferson County.

All of which is respectfully submitted,

J. J. FINLEY,
Chairman.

Which was read, and the bills placed among the orders of the day for to-day.

On motion of Mr. Baldwin, the rule was waived, and the House resolution to adjourn *sine die* on the 23d inst., was made the special order of the day for to-day.

ORDERS OF THE DAY.

House resolution to adjourn *sine die* on the twenty-third instant, Came up, when on motion, the vote had yesterday on this resolution was reconsidered.

Mr. Baldwin moved that the resolution be made the special order of the day for the 22d inst;

Upon which motion, the yeas and nays were called for by Messrs. Blackburn and Baldwin, and were:

YEAS—Messrs. Baldwin, Finley, Forsyth, Gonzalez, Hawes, Long, Provence, Smith and Snell—9.

NAYS—Mr. President, Messrs. Blackburn, Brown, Buddington, Gillis, Johnson, Moseley and Stewart—8.

So the Resolution was made the special order of the day for the 22d instant.

A bill to be entitled An Act for the relief of Wm. Watson,

Was read a third time, and upon the question of its passage, the vote was:

YEAS—Messrs. Blackburn, Finley, Hawes and Long—4.

NAYS—Mr. President, Messrs. Baldwin, Brown, Buddington, Forsyth, Gillis, Gonzalez, Johnson, Moseley, Provence, Smith, Snell and Stewart—13.

So the bill was lost.

Resolution in regard to the Internal Improvement and Seminary Lands,

Came up and, on motion, the rule was waived, when Mr. Baldwin moved that the vote had yesterday on the resolution be reconsidered,

Which motion was carried, and the resolution was laid on the table.

A bill to be entitled An Act to amend and simplify the Election laws now in force in this State,

Was read a second time and ordered to be engrossed.

A bill to be entitled An Act to remove and permanently fix the Seat of Government of the State of Florida,

Came up and, on motion, the Senate went into Committee of the Whole upon said bill, Mr. Baldwin in the Chair. After some time spent therein, the Committee rose and, through their Chairman, reported progress and asked leave to sit again; which report was concurred in.

An Act to amend the act in relation to executors and administrators, Was read a second time and ordered to be engrossed for a third reading on to-morrow.

A bill to be entitled An Act to amend an act entitled an act giving to the Judge of Probate of Escambia and Hamilton counties the powers of Justice of the Peace in certain cases,

Was read a second time and ordered to be engrossed for a third reading on to-morrow.

House resolution for the relief of John W. Starke,

Was read a second time and ordered for a third reading on to-morrow.

A bill to be entitled An Act to amend an act entitled an act to grant pre-emption rights to settlers on State lands, approved December 27, 1848,

Was read a second time and referred to the Committee on Internal Improvements.

A bill to be entitled An Act to amend an act in relation to rafted lumber adrift and for other purposes,

Was read a second time and, on motion of Mr. Forsyth, referred to a Select Committee, consisting of Messrs. Forsyth, Gonzalez and Finley.

A bill to be entitled An Act to change an election precinct in the County of Nassau, and to provide for the transmission of poll books to the Judge of Probate,

Was read a second time, when Mr. Stewart offered the following amendment, viz:

To amend the title by striking out all after the word "Nassau," and to amend the bill by striking out the second and third sections.

Which amendments were adopted and the bill, as amended, ordered to be engrossed.

House Resolution asking an appropriation by Congress for the purpose of removing obstructions at the bar of Volusia, on Lake George,

Was read a second time and ordered for a third reading on to-morrow.

House bill to be entitled An Act declaring Crooked River in Franklin County a navigable stream,

Was read a second time, and upon motion, the rule was waived, and the bill read a third time by its title;

Upon the question of its passage, the vote was:

YEAS—Mr. President, Messrs. Buddington, Finley, Forsyth, Gil-

lis, Gonzalez, Hawes, Johnson, Long, Moseley, Smith, Snell and Stewart—13.

NAYS—None.

So the bill passed, title as stated.

Ordered, that the same be certified to the House of Representatives.

House bill to be entitled An Act to regulate and fix the rates of dockage and wharfage, at the town of Palatka,

Came up, and on motion, the report of the Committee on Propositions and Grievances was concurred in, and the substitute for the original bill was adopted.

When Mr. Hawes moved that the substitute be indefinitely postponed,

Upon which, the yeas and nays were called for by Messrs. Johnson and Moseley, and were as follows :

YEAS—Mr. President, Messrs. Forsyth, Gonzalez Hawes and Snell—5.

NAYS—Messrs. Buddington, Finley, Gillis, Johnson, Long, Moseley, Provence, Smith and Stewart—9.

So the motion to indefinitely postpone was lost,

And the bill read a second time, when on motion, the Senate went into Committee of the Whole upon said bill, Mr. Finley in the Chair.

After some time spent therein the Committee rose, and through their Chairman, reported the bill back to the Senate, without amendment, and asked to be discharged,

Which report was concurred in, and the Committee discharged.

House bill to be entitled An Act to Incorporate Leon Lodge, No. 5, I. O. O. F.,

Was read a second time and ordered for a third reading on to-morrow.

House bill to be entitled An Act to Incorporate the Escambia Rail Road Company,

Was read a first time, the rule waived, and the bill read a second time by its title, and on motion, referred to the Committee on Corporations,

House bill to be entitled An Act authorizing George H. Tresper to establish a ferry across the Suwannee River, at Clay Landing,

Was read a first time, and ordered for a second reading to-morrow.

House bill to be entitled An Act for the relief of Henry C. Wilson,

Was read a first time, rule waived, and the bill read a second time by its title, and on motion, referred to the Committee on Propositions and Grievances.

House bill to be entitled An Act to change the name of Sarah Ann Filyaw to that of Sarah Ann Blue,

Was read a first time, rule waived, and the bill read a second time, and on motion was laid on the table.

House resolution in relation to the establishment of a Port of Delivery at Bay Port,

Was read a first time and ordered for a second reading on to-morrow.

House bill to be entitled An Act to Incorporate the Pensacola and Georgia Rail Road,

Was read a first time, the rule waived, and the bill read a second time by its title, and was on motion referred to the Committee on Corporations.

The message from the House of Representatives in regard to the reconsideration of the vote concurring in the amendments made by the Senate to the bill entitled An Act for the relief of the clerk of the Circuit Court of the County of Holmes, was taken up,

And on motion the amendments by the Senate to the said bill was recessed from,

Ordered, That the same be certified to the House of Representatives.

On motion of Mr. Snell, the Senate adjourned till 10 o'clock to-morrow morning.

WEDNESDAY, December 15, 1852.

The Senate met pursuant to adjournment. Rev. Mr. Asay officiated as chaplain.

A quorum being present, the proceedings of yesterday were read and approved.

On motion of Mr. Provence,

The rule was waived, so as to allow the President of the Senate to introduce, without previous notice, the three following bills :

A bill to be entitled An Act to amend an act entitled an act to provide for the more effectual administration of justice in this State ; also,

A bill to be entitled An Act to facilitate the collection of debts due by any Banking Corporation.

Also, the following :

A bill to be entitled An Act regulating proceedings in Chancery ;

Which bills were placed among the orders of the day.

On motion,

The rule was waived, so as to allow Mr. Johnson to introduce, without previous notice, a bill to be entitled An Act to change the name of Lucinda Faircloth to Lucinda Read ;

Which was received and read, and the bill placed among the orders of the day.

On motion,

The rule was waived, so as to allow Mr. Brown to introduce, without previous notice, a bill granting chartered privileges to the Trustees of the East Florida Seminary ;

Which bill was placed among the orders of the day.